IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.589 OF 2005
IN
SECOND APPEAL NO.355 OF 2005

Khalilulla Rahimtulla Maner & Ors. ...Applicants

vs.

M/s.Ghatge Patil Industries Ltd. ...Respondent

Mr.A.A.Kumbhakoni i/b Mr.V.V.Purwant for the Appellants
Mr.N.V.Walawalkar i/b Mr.G.H.Keluskar for the Respondent

CORAM: A.S.OKA,J.
DATE : APRIL 13,2005.

1. Rule. Respondent waives service.

2. It is brought to my notice that during the pendency of the Appeal in first Appellate court by order dated 9th November 2001 both the parties were directed to maintain status quo as on 15th October 2001. The said order was operating till the final disposal of the Appeal in the first Appellate Court.

3. In view of this position, till the final disposal of the Second Appeal, order dated 9th November 2001 passed by the first Appellate Court below Application Exh.7 in Regular Civil Appeal No.458 of 2001 will continue to operate.

4. Shri Walawalkar appearing for the Respondent pointed out that the suit for specific performance filed by the Respondent on the basis of suit agreement is pending in the Trial Court. It is obvious that the concerned Court will decide the suit on its own merits.

JUDGE.